

Attorney Docket No.: 53951.039

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter, which is claimed and for which a patent is sought on the invention entitled:

Title as filed: HEMOFILTRATION SYSTEMS AND METHODS THAT MAINTAIN STERILE EXTRACORPOREAL PROCESSING CONDITIONS, which was amended to be:

**BLOOD TREATMENT SYSTEMS AND METHODS THAT MAINTAIN
STERILE EXTRACORPOREAL PROCESSING CONDITIONS**

the specification of which is attached hereto unless the following box is checked:

☒ was filed on February 25, 2000 as United States Application Number 09/513,910 or PCT International Application Number _____ and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(u) of any PCT International application which designated at least one country other than the United States, listed below and have also identified, by checking the box, any foreign application for patent or inventor's certificate, or PCT International Application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

(Number)

(Country)

(Day/Month/Year Filed)

(Number)

(Country)

(Day/Month/Year Filed)

BEST AVAILABLE COPY

Attorney Docket No.: 53951.039

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

<u>08/800,881</u> (Application Number)	<u>February 14, 1997</u> (Filing Date)	Abandoned
<u>09/451,238</u> (Application Number)	<u>November 29, 1999</u> (Filing Date)	Abandoned

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Charles Guttman, Reg. No. 29,161;
 Kenneth Rubenstein, Reg. No. 30,586;
 Evan L. Kahn, Reg. No. 35,912;
 Anthony C. Coles, Reg. No. 34,139;
 James H. Shalek, Reg. No. 29,749;
 Kristin H. Neuman, Reg. No. 35,530;
 Tzvi Hirshaut, Reg. No. 38,732;
 Geoffrey W. Lin, Reg. No. 46,874;
 Louis Greco, Reg. No. 41,799;
 John Stellabotte, Reg. No. 47,969;
 Alan Federbush, Reg. No. 37,619;
 Mark A. Catan, Reg. No. 38,720;
 Robert S. Mayer, Reg. No. 38,544;
 Baldassare Vinti, Reg. No. 43,970;
 Silvia Salvadori, Reg. No. 48,265; and
 Alexander Migirov, Reg. No. 53,326

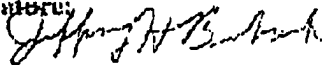
BEST AVAILABLE COPY


Attorney Docket No.: 53951.039

Address all telephone calls to Mark A. Caton at telephone number: (202) 778-1118.

Address all correspondence to Proskauer Rose LLP
1585 Broadway
Room 17-25
New York, New York 10036

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of the first or sole inventor (given name, family name): Jeffrey H. BURBANK	
Inventor's signature: 	Date: 10 June 04
Residence: Boxford, MA, USA	Citizenship: USA
Post Office Address: 18 Sunrise Road; Boxford, MA 01921 USA	

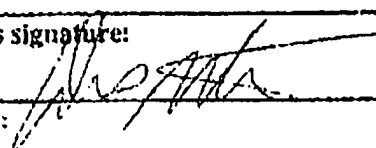
Full name of the second inventor (given name, family name): James M. BRUGGER	
Inventor's signature: 	Date: 10-Jun-04
Residence: Newburyport, MA, USA	Citizenship: USA
Post Office Address: 4 Savory Street, Newburyport, MA 01950 USA	

BEST AVAILABLE COPY

6383/53951 039 QXWORD/18659v1

02/05/2004 08:19 PM

Attorney Docket No.: 53951.039

Full name of the third inventor (given name, family name): Dennis M. TREU	
Inventor's signature: 	Date: 6/10/04
Residence: Bedford, NH, USA	Citizenship: USA
Post Office Address: 8 Twin Brook Lane, Bedford, NH 03110 USA	

Full name of the fourth inventor (given name, family name): C. David FINCH, Jr.	
Inventor's signature:	Date:
Residence: Clinton, MS, USA	Citizenship: USA
Post Office Address: 106 Carter Cove, Clinton, MS 39056 USA	

BEST AVAILABLE COPY

06/10/2004 00:45 6013727330
JUN 10 04 11:29

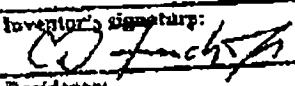
NwStage Medical

C D FINCH

878 063 4800

PAGE 02
P.2

Attorney Docket No.: 53951.039

Full name of the third inventor (given name, family name): Dennis M. TREU		
Inventor's signature:	Date:	
Residence: Bedford, NH, USA	Citizenship: USA	
Post Office Address: 8 Twin Brook Lane, Bedford, NH 03110 USA		
Full name of the fourth inventor (given name, family name): C. David FINCH, Jr.		
Inventor's signature: 	Date: 6/10/04	
Residence: Clinton, MS, USA	Citizenship: USA	
Post Office Address: 106 Carter Cove, Clinton, MS 39056 USA		

02062004 17:00:00

02-06-2004 16:18 PM

BEST AVAILABLE COPY